

**Protocol on Protection of Sensitive Information  
to the Agreement  
Between the Department of Defense  
of the United States of America  
and the Ministry of Defense of the Russian Federation  
Concerning Cooperation in Nuclear Weapons Storage Security  
Through Provision of Material, Services, and Related Training,  
dated April 3, 1995, as amended and extended**

In accordance with the Agreement Between the United States of America and the Russian Federation Concerning the Safe and Secure Transportation, Storage and Destruction of Weapons and the Prevention of Weapons Proliferation, dated June 17, 1992, and amended and extended June 15/16, 1999, the Agreement Between the Department of Defense of the United States of America and the Ministry of Defense of the Russian Federation Concerning Cooperation in Nuclear Weapons Storage Security Through Provision of Material, Services, and Related Training, dated April 3, 1995, as amended June 21, 1995, May 27, 1996, April 8, 1997, January 14, 1999, November 1, 1999, June 12, 2000 and September 19, 2002, and as extended January 14, 1999 and January 25, 2000 (the Agreement), and the Protocol on the Limited Access by United States Representatives to Ministry of Defense Work Site Exhibitions of Physical Protection Systems Enhancements (Protocol on the Limited Access) of ~~21 February 2003~~, the Department of Defense of the United States of America (DoD) and the Ministry of Defense of the Russian Federation (MOD), hereinafter referred to as "the Parties", hereby agree to the following:

1. This Protocol and all the activities related to this Protocol shall be subject to and governed by the Agreement.

2. In order to protect sensitive information provided or observed by the Parties during activities conducted pursuant to the Protocol on the Limited Access, and without prejudice to DoD rights to conduct audits and examinations in accordance with Article V of the Agreement, the Administrative Arrangements for the Conduct of Audits and Examinations of Assistance, dated October 25, 1995, and with the Special Arrangements Concerning the Conduct of Audits and Examinations of Equipment Provided by the Department of Defense of the United States of America for Use By the Ministry of Defense of the Russian Federation at Nuclear Weapons Storage Sites, dated September 18, 1997:

A. Under the Agreement, no United States classified information or Russian Federation state secret information shall be exchanged.

B. The information provided by MOD to be transferred to DoD, or otherwise made available by MOD, or produced by MOD in cooperation with DoD under the Agreement and considered by MOD as "konfidentsialnaya" must be clearly designated and marked as «конфиденциальная» (konfidentsialnaya).

C. The information provided by DoD to be transferred to MOD, or otherwise made available by DoD, or produced by DoD in cooperation with MOD under the Agreement and considered by DoD as "sensitive" must be clearly designated and marked as "sensitive".

D. "Sensitive" or "konfidentsialnaya" information shall be protected in accordance with the laws and regulations of the state of the Party receiving the information. This information may be shared within the Executive and Legislative Branches of the United States and the Russian Federation. DoD shall instruct U.S. representatives (as defined in the Administrative Arrangements to the Protocol on the Limited Access) to handle sensitive information made available to such U.S. representatives in writing or through observations at work site exhibitions, and identified as "konfidentsialnaya" by MOD or its representatives in accordance with U.S. laws and regulations.

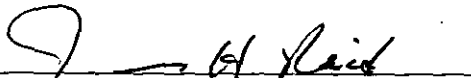
3. In accordance with the laws and regulations of the United States of America, "konfidentsialnaya" information provided by MOD shall be treated as "Sensitive Information of a Foreign Government", and shall be withheld from public disclosure to the extent permitted by the laws and regulations of the United States of America. Such information transmitted by MOD, acting on behalf of the Government of the Russian Federation under the Agreement, to DoD must be processed in accordance with the laws of the Russian Federation prior to disclosure to U.S. representatives. Any transmission of "konfidentsialnaya" information to U.S. representatives shall be accompanied by a certificate from MOD containing the items set forth in paragraphs A through D of Attachment and signed by a MOD representative.

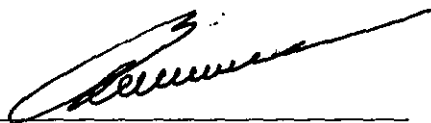
4. According to the laws and regulations of the Russian Federation, sensitive information provided by DoD shall be treated as "Official Information of Limited Distribution", and shall be withheld from public disclosure.

5. The Parties shall minimize the number of persons who have access to information that is designated as "sensitive" or "konfidentsialnaya" in accordance with Paragraph 2 of this Protocol.

6. This Protocol shall enter into force upon signature by both Parties and shall remain in force for the duration of the Agreement.

DONE at Washington, this 21 day of February, 2003, and at Moscow on this 31 day of January, 2003, in two copies, each in the English and Russian languages, both texts being equally authentic.

  
For the Department of Defense  
of the United States of America

  
For the Ministry of Defense  
of the Russian Federation

**Attachment**

**Приложение**

**Example of MOD Certification**

(MOD shall [has the right to] fill in this Certification by typing or by hand, or stamp with a corresponding text)

MOD, acting on behalf of the Government of the Russian Federation:

A. Requests that the information in this document be withheld from public disclosure;

B. Declares that the information in this document is being withheld from public disclosure;

C. Declares that the information in this document is provided to DoD on the condition that it not be released to the public.

D. Requests that the information in this document be withheld from public disclosure until MOD provides written notification that such information may be disclosed.

\_\_\_\_\_  
MOD Representative Signature

**Образец удостоверения МО РФ**

(МО РФ [имеет право оформить] оформляет настоящее удостоверение в печатном или рукописном виде, или посредством оттиска штампа с соответствующим текстом).

Действуя от имени Правительства Российской Федерации, МО РФ:

A. Просит не разглашать информацию, содержащуюся в настоящем документе;

B. Удостоверяет, что информация, содержащаяся в настоящем документе, не разглашается;

B. Удостоверяет, что информация, содержащаяся в настоящем документе, передается МО США при условии ее неразглашения;

Г. Просит не разглашать информацию, содержащуюся в настоящем документе до тех пор, пока МО РФ не предоставит письменного уведомления о том, что такая информация может быть разглашена.

За МО РФ

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